IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Revision No.1069 of 2004

Date of Decision: 15 - 2 - 2010

Rakesh Kumar **.....Petitioner**

v.

State of Punjab **.....Respondent**

CORAM: HON'BLE MR.JUSTICE KANWALJIT SINGH AHLUWALIA

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Present: None for the petitioner.

Mr.Mehardeep Singh, DAG, Punjab.

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KANWALJIT SINGH AHLUWALIA, J. (ORAL)

Petitioner was named as accused in case FIR No.143 dated 15.11.1995 registered at Police Station Mukerian under Sections 408, 409, 467, 468 and 471 IPC.

The trial Court found the petitioner guilty of offence under Section 409 IPC and sentenced him to undergo rigorous imprisonment for two years and to pay a fine of Rs.2,000/- and in default of payment of fine to undergo further rigorous imprisonment for two months. Aggrieved against the same, petitioner filed an appeal. In appeal, Sessions Judge, Hoshiarpur vide judgment dated 19.5.2003 maintained the conviction but reduced the sentence from two years to one years rigorous imprisonment.

Mr.Mehardeep Singh, counsel for the State has placed on record affidavit of Baljinder Singh Gill, P.P.S., Superintendent, District Jail, Hoshiarpur. It is stated therein that petitioner had undergone four months and 25 days of actual sentence. Thereafter, he was granted remissions by the State Government on 18.4.2004 and, thus, petitioner had already undergone the entire sentence. This explains as to why no body has caused appearance for the petitioner. Therefore, the present revision petition is disposed of as the petitioner has already undergone the sentence. However, liberty is granted to the petitioner to revive the revision petition in case any grievance subsists.

(KANWALJIT SINGH AHLUWALIA)
February 15, 2010. **JUDGE**

RC